



BOULT ■ CUMMINGS
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December 28, 2001

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OFFICE OF THE
EXECUTIVE SECRETARY



David Waddell, Esq.
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

In Re: All Telephone Companies Tariff Filings Regarding
Reclassification of Pay Telephone Service as Required by FCC
Docket No. 96-128
Docket: 97-00409

Dear David:

In a Notice issued by your office on December 13, 2001, you ask the Tennessee Payphone Owners Association ("TPOA") and Sprint/United to identify any remaining discovery disputes and to comment on the need for an evidentiary hearing to fix payphone line rates for Sprint/United.

As the attached filings indicate, there are a number of unresolved discovery issues. Attached are TPOA's "Motion to Compel Responses to Second Data Requests" and a "Third Set of Data Requests." Both the Motion and the Third Set of Data Requests concern the revised cost study filed by Sprint/United on October 10, 2001. Although the cost study is based on shorter, average loop lengths than the carrier's earlier studies, the revised model improbably shows higher loop costs, apparently because of "updated" labor and material costs and other adjustments. TPOA has asked several interrogatories concerning these adjustments but Sprint/United has thus far failed to identify, quantify or justify any of these changes. TPOA is therefore filing a Motion to Compel and additional discovery questions.

Until TPOA receives and evaluates this information, TPOA cannot say whether an evidentiary hearing is necessary.

Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By:

Henry Walker

HW/nl
Enclosures
c: parties

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